

**6079. Misbranding of "Mrs. Joe Person's Remedy." U. S. \* \* \* v. 38 Dozen Packages of \* \* \* Mrs. Joe Person's Remedy. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 8697. I. S. No. 3284-p. S. No. E-962.)**

On January 7, 1918, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 38 dozen packages of "Mrs. Joe Person's Remedy," consigned on or about October 24, 1917, remaining unsold in the original unbroken packages at Baltimore, Md., alleging that the article had been shipped by the Augusta Drug Co., Augusta, Ga., and transported from the State of Georgia into the State of Maryland, and charging misbranding in violation of the Food and Drugs Act as amended. The article was labeled in part: (on bottle) "Mrs. Joe Person's Remedy. \* \* \* A General Tonic \* \* \* and a Purifier of the Blood. \* \* \* Remedy Sales Corporation, Charlotte, N. C." (On carton) "Mrs. Joe Person's Remedy, Alcohol 20%, for Blood Diseases, A General Tonic, Alterative, and a Purifier of the Blood. For Erysipelas, Muscular Rheumatism, Tetters, Eruptions and Diseases that come from Impurities of the Blood, also Indigestion and Stomach Troubles." (On circular:) "Mrs. Joe Person's Remedy \* \* \* Cancer \* \* \* Syphilis \* \* \* Bright's Disease. \* \* \* Consumption \* \* \* Eczema \* \* \* Rheumatism \* \* \* Catarrh \* \* \* Lumbago \* \* \* Carbuncles \* \* \* Boils \* \* \* Typhoid Fever \* \* \* Pellagra."

It was alleged in substance in the libel that the product was misbranded for the reason that, containing no ingredient or combination of ingredients capable of producing the effects claimed for it on the bottle label, carton, and circular, the therapeutic statements above quoted were false and fraudulent.

On January 24, 1918, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

CARL VROOMAN, *Acting Secretary of Agriculture.*